

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY CONFERENCE ROOM

TUESDAY, SEPTEMBER 9, 2008

6 PM

CHAIRMAN                      JEAN WALLACE MCLEAN

VICE-CHAIR                      MICKEY ROGERS

ADMINISTRATOR                      CECIL KIMREY

COUNTY ATTORNEY                      DONNIE MCDONALD

COUNCIL:

JEAN MCLEAN,	JEFF QUICK,
MICKEY ROGERS,	CORRIE H. PLATO,
DR. CAROLYN PRINCE,	KEN ALLEN,
STEVE BLACKMON, AND	ANTHONY WOODS

\*      ABSENT

INVOCATION – Ms. Jean Wallace McLean, Chair.

RECOGNITION OF CITIZEN'S REQUEST BEFORE COUNCIL

**Mr. Tom Wood** – advised he was glad Marlboro County Council met with DHEC and provided the details of what DHEC advised the County at the Council Meeting on August 12, 2008. However, he did advise Council that he was insulted that he was not allowed to address Council even though he had not signed in prior to the meeting which is the proper procedure for Council Meetings. He stated it was an insult because Charles Lemon had been allowed to speak. Mr. Lemon is a Marlboro County Deputy who requested to address the issue of Nuisance Calls which Council was addressing at the time and which Mr. Lemon was familiar. Mr. Lemon advised he had personally been involved in the situations in the area for which Council was discussing. He answered several of the questions which Council members were discussing.

APPROVAL OF COUNCIL MINUTES – AUGUST 12, 2008

**Motion made by Mr. Steve Blackmon, seconded by Mr. Anthony Woods to approve the minutes of August 12, 2008. Vote in favor: Mr. Steve Blackmon, Ms. Mickey Rogers, Mr. Jeff Quick, Mr. Anthony Woods, Mr. Ken Allen, Ms. Corrie Plato,**

**and Ms. Jean Wallace McLean. Abstain: Dr. Carolyn Prince. Vote: 7/0/1. Motion carried.**

OLD BUSINESS

DISCUSSION OF SHERIFF/MAGISTRATE COMPLEX

No discussion was heard.

REQUEST FOR APPROVAL OF ADDENDUM TO LEASE AGREEMENT BETWEEN MARLBORO COUNTY AND NORTHEASTERN TECHNICAL COLLEGE.

No discussion was heard.

**Motion made by Dr. Carolyn Prince, seconded by Ms. Mickey Rogers to table both items A & B – Discussion of Sheriff/Magistrate Complex and the request for approval of the addendum to the lease agreement between Marlboro County and Northeastern Technical College for further information. Vote in favor. Unanimous. Motion carried.**

NEW BUSINESS

RESOLUTION # 09-08-01 – A RESOLUTION ESTABLISHING A POLICY TO REGULATE THE USE OF COUNTY-OWNED VEHICLES.

Mr. Cecil Kimrey, County Administrator discussed briefly. He advised the policy presented was modified from Lancaster County's page and it could be modified further later to meet Marlboro County's needs. Dr. Carolyn Prince requested a list of authorized drivers. Ms. Mickey Rogers advised she would like the County Attorney to look over to the policy to insure the county was not over stepping its authority.

**Motion made by Ms. Mickey Rogers, seconded by Dr. Carolyn Prince, to table Resolution # 09-08-01 for attorney review – A Resolution establishing a policy to regulate the use of County-owned vehicles. Vote in favor. Unanimous. Motion carried.**

RESOLUTION # 09-08-02 – A RESOLUTION SETTING THE LOCAL OPTION SALES TAX CREDIT FACTOR FOR TAX YEAR 2008-2009.

Mr. Cecil Kimrey, County Administrator advised the proposed factor of .001120 for FY 2008-2009 provides a little higher percentage back to the citizens from the Reserve Fund. He advised the Auditor had to estimate using figures from previous years.

**Motion made by Mr. Ken Allen, seconded by Dr. Carolyn Prince, to approve Resolution # 09-08-02 – A Resolution setting the Local Option Sales Tax Credit Factor for Tax Year 2008-2009. Vote in favor. Unanimous. Motion carried.**

**RESOLUTION # 09-08-03 – RESOLUTION ESTABLISHING THE MILLAGE RATES FOR FISCAL YEAR 2008-2009.**

**Motion made by Ms. Corrie Plato, seconded by Mr. Jeff Quick to approve Resolution # 09-08-03 – A Resolution establishing the Millage Rates for Fiscal Year 2008-2009. Vote in favor. Unanimous. Motion carried.**

**PROCLAMATION – A PROCLAMATION COMMENMORATING THE 4-H MEMBERS, STAFF, ALUMNI AND VOLUNTEERS OF MARLBORO COUNTY AND SOUTH CAROLINA.**

**Motion made by Dr. Carolyn Prince, seconded by Ms. Mickey Rogers, to approve a Proclamation commemorating the 4-H Members, Staff, Alumni and Volunteers of Marlboro County and South Carolina. Vote in favor. Unanimous. Motion Carried.**

**PROCLAMATION – A PROCLAMATION PROCLAIMING SEPTEMBER 15<sup>TH</sup> – SEPTEMBER 19<sup>TH</sup>, 2008 AS INDUSTRY APPRECIATION WEEK.**

**Motion made by Mr. Ken Allen, seconded by Mr. Steve Blackmon, to approve a proclamation proclaiming September 15<sup>th</sup> – September 19<sup>th</sup>, 2008 as Industry Appreciation Week. Vote in favor. Unanimous. Motion carried.**

**ORDINANCE # 649 – AN ORDINANCE TO PROVIDE A SUPPLEMENTAL APPROPRIATION TO THE GENERAL FUND BUDGET FOR THE FISCAL YEAR 2008-2009. – FIRST READING**

Mr. Cecil Kimrey, County Administrator advised new funds received from the Delta Mills Bankruptcy will be used.

**Motion made by Dr. Carolyn Prince, seconded by Mr. Steve Blackmon, to approve the first reading of Ordinance # 649 – An Ordinance to provide a supplemental appropriation to the General Fund Budget for the Fiscal Year 2008-2009. Vote in favor. Unanimous. Motion carried.**

**APPROVAL OF BIDS**

**JENNINGS-BROWN HOUSE ROOF:** Bids received were: Ronald Locklear Construction Co., McColl - \$45,581.53, Eagle Construction & Contracting, Lamar - \$37,180.00, R.W. Nunnery Roofing, Summerton - \$50,965.00, and Exteriors Unlimited

& Woodworks, Kershaw - \$53,700.00. Staff recommended acceptance of the bid from Nunnery Company.

**Motion made by Ms. Mickey Rogers, seconded by Mr. Ken Allen, to table the awarding of the bid for the Jennings-Brown House roof replacement. Vote in favor: Mr. Steve Blackmon, Ms. Mickey Rogers, Mr. Jeff Quick, Mr. Anthony Woods, Mr. Ken Allen, Ms. Corrie Plato, and Ms. Jean Wallace McLean. Opposed: Dr. Carolyn Prince. Vote: 7/1/0. Motion carried.**

PUBLIC WORKS – MOTOR GRADER: Bids received were: Flint, Albany GA – declined to bid due to specs, ASC/Volvo, Hartsville, SC - \$169,300.00 which included \$300 sales tax, and Blanchard Machinery Company, Florence, SC - \$213,995.72 which included 7% sales tax. Advised machines does fall under \$300 sales tax cap if it will be in compliance with \$300 tax cap rules – if it qualifies total bid would be \$200,296.00. Council will have to get County Attorneys determination. Mr. Cecil Kimrey, County Administrator advised there was a reference to caterpillars included in the specs which was protested. Mr. Kimrey advised the County only maintains roads which should allow the county to qualify for the \$300 cap. Mr. Sidney Wallace, Public Works Director advised he would prefer the caterpillar – he advised he had problems in the past with the service and maintenance under warranty with Volvo.

**Motion made by Mr. Ken Allen, seconded by Dr. Carolyn Prince, to award the bid to Blanchard Machinery Company for the Public Works Motor Grader contingent upon US Rural Development approval. Vote in favor. Unanimous. Motion carried.**

PUBLIC WORKS – CRUSH & RUN: Bids were to be based on \$150,000. Bids received were: Hanson Aggregates East (Bennettsville & Jefferson) - \$13.00/Ton or 11,538 tons, Furr Grading & Paving (Cheraw) - \$12.91/Ton or 11,627 tons, McDuffie Contractors, Inc. (Bennettsville) - \$17.97/Ton or 8,350 tons. Mr. Cecil Kimrey, County Administrator advised Marlboro County could not give the 5% preferential normally allowed to in-county vendors because State funds were being used.

**Motion made by Mr. Anthony Woods, seconded by Mr. Steve Blackmon, to award the bid for Crush & Run to Furr Grading & Paving. Vote in favor: Mr. Steve Blackmon, Mr. Jeff Quick, Mr. Anthony Woods, Mr. Ken Allen, Ms. Corrie Plato, and Ms. Jean Wallace McLean. Opposed: Ms. Mickey Rogers and Dr. Carolyn Prince. Vote: 6/2/0. Motion carried.**

#### APPOINTMENTS TO BOARDS AND COMMISSIONS

No appointments were made.

## REPORTS

### COMMITTEE REPORTS

**Mr. Jeff Quick, Recreation** – advised Football season had started. Mr. Quick advised the Jamboree was cancelled due to the weather. Ms. Mickey Rogers advised because of rain there had only been soccer practice, all games had been rained out.

### ADMINISTRATIVE/FINANCIAL REPORT – CECIL KIMREY, COUNTY ADMINISTRATOR

**Anniversary Dates** – the following employees were recognized through August with at least five years of service: Kaye Liner, Steve Akers, Susan Rivers, Benetrice Ferguson, Ray Kelly, and Larry Meggs.

**Ag Building** – the county received the consultation report from LLR regarding the Ag Building. The heating and air system will have to be modified to reduce humidity.

**AWOS** – the AWOS ownership will be transferred to the SC Department of Commerce. The Department of Commerce has agreed to maintain the equipment.

**Expenditures** – were at 17% through the end of August, 2008.

**Library Site** – work has begun to remove the debris at the site. As of 4:00 p.m. on the 9<sup>th</sup> of September, there had been 180 loads of debris removed.

**Bleachers** – work to remove the bleachers at Carroll Field was scheduled to begin September 15, 2008.

**Road Request** – Milliken Forestry requested permission to close a portion of a dirt road that crosses the property. The County Administrator advised closing the road would be controversial – the road is located off Highway 34. Mr. Donnie McDonald, County Attorney advised Marlboro County could not give permission to close the road.

### RECOGNITION OF COUNCIL MEMBERS

No discussion was heard.

### EXECUTIVE SESSION – CONTRACTUAL ISSUE

**Motion made by Mr. Steve Blackmon, seconded by Ms. Mickey Rogers, to go into executive session to discuss a contractual issue and a legal issue. Vote in favor. Unanimous. Motion carried.**

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**Motion made by Ms. Mickey Rogers, seconded by Mr. Jeff Quick, to re-enter open session. Vote in favor. Unanimous. Motion carried.**

Ms. Jean Wallace McLean, Chair advised no decisions had been made, no votes had been taken.

The following motion was made:

**Motion made by Ms. Mickey Rogers, seconded by Mr. Jeff Quick to re-bid the Jennings-Brown House Roof replacement. Vote in favor. Unanimous. Motion carried.**

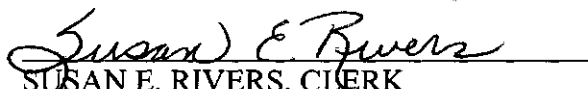
ADJOURN

No further discussion was heard. The meeting was adjourned.

(SEAL)

  
JEAN WALLACE MCLEAN, CHAIR  
MARLBORO COUNTY COUNCIL

ATTEST:

  
SUSAN E. RIVERS, CLERK  
MARLBORO COUNTY COUNCIL

Date Adopted:           October 14, 2008